REMARKS

The applicant has cancelled all claims that were not found allowable.

To clarify, the applicant points out that the office action Summary does not agree with the detailed office action with respect to claim 28. In the Summary, the examiner appears to have added claim 28 in handwriting to the list of allowed claims. Accordingly, applicant requests that the examiner clarify the status of claim 28. Applicant suggests that claim 28 may have been withdrawn pursuant to an election in response to a restriction requirement. Accordingly, applicant hereby reserves the right to pursue claim 28 and any other withdrawn claims in a divisional or continuation application.

Claim 43 has been amended in accordance with the examiners statement that this claim would be allowable if rewritten in independent form. Claims 40-42 and 44 have been cancelled. All the remaining claims having been found allowable, this application should be ready to pass to publication. This amendment is not an admission that the cancelled claims are not allowable, and applicant may elect to pursue the cancelled claims as well as any non-elected claims in a divisional or continuation application.

Finally, Applicant also requests that the examiner direct future correspondence to the correct address which was established by the revocation and appointment filed on December 7, 2001 (receipt acknowledged by the USPTO). The correct Attorney and address is as shown below.

Date: /16/05

Respectfully submitted,

Blake Welcher

Of a We

Reg. No. 39528
Digital Theater Systems, Inc.

5171 Clareton Road

Agoura Hills, CA 91301 Phone: 818 706 3525